

## Amendment 107

### To the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System

This Amendment 107 to the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System is entered into this 23<sup>rd</sup> day of February, 2011, by and between ERG Transit Systems (USA) Inc, a California corporation and wholly owned subsidiary of ERG Limited, an Australian corporation, (hereinafter referred to as the "Contractor") and each of the following seven public transportation agencies (hereinafter referred to individually as an "Agency" or collectively as the "Agencies"):

1. Central Puget Sound Regional Transit Authority ("Sound Transit")
2. King County ("King County")
3. Kitsap County Public Transportation Benefit Area ("Kitsap Transit")
4. Pierce County Public Transportation Benefit Area ("Pierce Transit")
5. Snohomish County Public Transportation Benefit Area ("Community Transit")
6. City of Everett ("Everett")
7. State of Washington, acting through the Washington State Department of Transportation, Washington State Ferries Division ("WSF")

#### Recitals

- A. Effective April 29, 2003, each of the Agencies and the Contractor entered into Contract #229944 ("Contract") to implement a Regional Fare Coordination System ("RFC System") to establish a common fare system utilizing smart card technology. The Contractor is responsible for the development, implementation, operation and maintenance of the RFC System as specified in the Contract.
- B. The Agencies and the Contractor desire to amend Section VI of Exhibit 9, Price Schedule Special Programs, to compensate ERG for performing the work necessary to consolidate three Kitsap Transit (KT) Customer Service Terminal (CST) databases. This work is performed per CR-002373 v3 *Consolidate KT CST Databases*.
- C. The parties agree that the work necessary to consolidate the KT CST data bases will be performed and compensated as described below.

## Section 1.0 Description of Work

- 1.1 The Contractor will perform the work necessary to reconfigure the CST identified as "KIT-BCS-CST-003" so that it uses the same database as KT's other two CST's. The subject CST's are located in adjacent buildings of KT's administrative complex in Bremerton, WA.
- 1.2 The Contractor's work will include, but not be limited to the following:
- (a) Perform pre cut over preparation. At a minimum, ensure that all transactions and EDC batches have been settled from the old database.
  - (b) Perform database updates and configuration activities. At a minimum, update/configure the existing database in use by CST's # 1 and 2 for a third register and reconfigure the CST application to point to the new database.
  - (c) Perform verification of the changes to ensure that CST #003 is using the new database.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Contract as follows:

## Section 2.0 Compensation Changes

Section VI (Implementation) of Exhibit 9, Price Schedule, is hereby amended to read as follows:

### VI. IMPLEMENTATION

#### SPECIAL PROGRAMS

<b>LUMP SUM COST</b>
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To perform the work necessary to consolidate 3 KT CST data bases.	
<b>TOTAL</b>	<b>\$734</b>

### Section 3.0 Other Terms and Conditions

All other provisions of the Contract not referenced in this Amendment One Hundred and Seven shall remain in effect.

IN WITNESS WHEREOF, authorized representative of the Agencies and the Contractor have signed their names in the spaces provided below.

**ERG Transit Systems (USA) Inc.**

**The Agencies**

By: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_

Their: \_\_\_\_\_

On behalf of the Agencies

Date: \_\_\_\_\_

*Condace Carlson*  
*ORCA Operations Manager*  
*February 23, 2011*

Signed by ERG Transit Systems (USA) Inc by its attorney Elaine Aulgur pursuant to Power of Attorney dated 18 June 2010:

*Elaine Aulgur*  
Elaine Aulgur

*18-Feb-11*  
Date

In the presence of:

*[Signature]*  
Witness Signature

*18-FEB-11*  
Date

Witness name: \_\_\_\_\_

*PATTY HAZARD*